

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Firluk et al.

Application No.: 10/606,202

Confirmation No.: 4373

Filed: June 24, 2003

Art Unit: 3762

For: METHODS AND APPARATUS FOR
EFFECTUATING A LASTING CHANGE IN
A NEURAL-FUNCTION OF A PATIENT

Examiner: A. M. Alter

TERMINAL DISCLAIMER TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

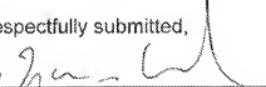
Madam:

During a telephone conference with the Examiner on April 13, 2009 regarding the above-referenced application, the Examiner indicated the possibility of issuing a non-statutory double-patenting rejection. Without commenting on or conceding the merits of such a rejection were it to be issued, and in an effort to expedite prosecution of the application, Applicant herewith encloses a Terminal Disclaimer referencing pending U.S. Patent Application 11/355,038. Applicant also submits the Terminal Disclaimer fee under 37 CFR 1.20(d).

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0665, under Order No. 337348046US.

Dated: April 14, 2009

Respectfully submitted,

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